

**IN THE CIRCUIT COURT OF THE SIXTH JUDICIAL CIRCUIT
IN AND FOR PASCO COUNTY, FLORIDA**

STATE OF FLORIDA, OFFICE OF THE
ATTORNEY GENERAL, DEPARTMENT
OF LEGAL AFFAIRS,

Plaintiff,

v.

Case No. 2018-CA-001438

PURDUE PHARMA L.P.,
PURDUE PHARMA, INC., THE
PURDUE FREDERICK COMPANY, INC.,
ENDO HEALTH SOLUTIONS INC.,
ENDO PHARMACEUTICALS INC.,
JANSSEN PHARMACEUTICALS, INC.,
JOHNSON & JOHNSON, CEPHALON, INC.,
TEVA PHARMACEUTICALS USA, INC.,
ALLERGAN FINANCE, LLC,
ACTAVIS PHARMA, INC., ACTAVIS LLC,
INSYS THERAPEUTICS, INC.,
AMERISOURCEBERGEN DRUG
CORPORATION, CARDINAL HEALTH,
INC., MCKESSON CORPORATION,
MALLINCKRODT LLC, WALGREEN CO.,
CVS HEALTH CORPORATION, and
CVS PHARMACY, INC.,

Defendants.

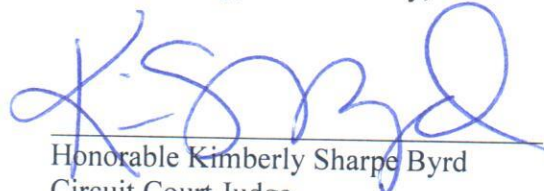
**ORDER GRANTING IN PART AND DENYING IN PART PLAINTIFF'S AMENDED
FIRST MOTION TO COMPEL DIRECTED TO WALGREEN CO.'S OBJECTIONS
AND RESPONSES TO PLAINTIFF'S FIRST SET OF INTERROGATORIES AND
SECOND SET OF REQUESTS FOR PRODUCTION**

THIS CAUSE is before the Court on Plaintiff's Amended First Motion to Compel Directed to Walgreen Co.'s Objections and Responses to Plaintiff's First Set of Interrogatories and Second Set of Requests for Production, filed October 13, 2020 ("Plaintiff's Motion"). Upon consideration of the parties' briefing, status reports, and arguments held on October 27, 2020, and November 10, 2020, it is hereby

ORDERED AND ADJUDGED:

1. Plaintiff's Motion is **GRANTED IN PART, AND DENIED IN PART**, as follows. Walgreen Co. ("Walgreens") is hereby ordered to produce dispensing data for (a) the data fields listed in Appendix 1 to this Order, (b) the drugs listed in Appendix 2 to this Order, and (c) for the time period 1996 to present, subject to the following: Walgreens shall redact the content of all narrative inputs in fields 40, 43, and 44 in Appendix 1.
2. Walgreens shall produce the dispensing data within 90 days of the entry of this Order.
3. Walgreens shall provide a Status Report to the Court by November 24, 2020, with an update on the status of its efforts to produce the dispensing data.

DONE AND ORDERED in Chambers at New Port Richey, Pasco County, Florida, this 20th day of Nov, 2020.


Honorable Kimberly Sharpe Byrd
Circuit Court Judge

Copy to R. Frank Melton, II, Esq. who will provide all counsel with copies via email.

APPENDIX 1

	Plaintiff's Dispensing Data Field Requests to Walgreens
1	Drug name
2	NDC number
3	Date filled
4	Quantity dispensed
5	Dosage form
6	Days' supply
7	Prescriber's name
8	Prescriber's DEA number
9	Dispensing pharmacist
10	Patient's zip code
11	Patient ID # (Unique ID)
12	Quantity prescribed
13	Number of refills authorized (if any)
14	Diagnostic code
15	Method of payment
16	Patient paid amount
17	Whether prescription covered by third-party payer
18	Control / Non-Control ratio
19	Pharmacy DEA #
20	Pharmacy Store #
21	Pharmacy address (at the zip code level or finer)
22	Prescriber address (at the zip code level or finer)
23	Prescription date written
24	Refill indicator (whether the Rx is a refill or the original)
25	Prescriber specialty
26	Rejection indicator (whether the pharmacy rejected to fill)
27	Prescriber's NPI number
28	Patient DOB year (or age)
29	DEA override
30	DEA schedule (same as control/non-control)
31	Dispense Hour
32	Dispense Minute
33	Drop Off Hour
34	Drop Off Minute
35	Prescription number
36	Drug price (the regular sale price without markup or discount)

37	Cost of drug to the pharmacy
38	Amount charged to third-party payer
39	Medicaid payment
40	All data fields related to patient counseling, including but not limited to whether counseling was required, requested, and/or provided
41	Identification type for person picking up
42	Issuing authority of ID for person picking up
43	Relationship of person picking up prescription to patient (e.g., patient, parent/legal guardian, spouse, caregiver, mail order, etc.)
44	All data fields related to prescription consult activity, including but not limited to consult request comments, consult resolution comments, and prescription comments
45	Partial fill indicator
47	Dispensing as written indicator
49	Prescriber license status
50	State prescriber licensed in
52	Prescription image available indicator
58	Identification of person verifying fill of controlled substance
60	Name of pharmacist who filled prescription
61	Indicator whether drug was compounded
70	Indicator or data sufficient to show that pharmacist complied with Fla. Stat. § 465.026 in filling or refilling transferred prescription
71	Indicator whether only controlled substances were prescribed for patient

APPENDIX 2

	Plaintiff's Requested Drug List to CVS for Dispensing Data	
	Drug Category	Base Drug
1	Benzodiazepines	alprazolam
2	Benzodiazepines	chlordiazepoxide
3	Benzodiazepines	clobazam
4	Benzodiazepines	clonazepam
5	Benzodiazepines	clorazepate
6	Benzodiazepines	diazepam
7	Benzodiazepines	estazolam
8	Benzodiazepines	flurazepam
9	Benzodiazepines	lorazepam
10	Benzodiazepines	midazolam
11	Benzodiazepines	oxazepam
12	Benzodiazepines	quazepam
13	Benzodiazepines	temazepam
14	Benzodiazepines	triazolam
15	Muscle relaxers	carisoprodol
16	Muscle relaxers	cyclobenzaprine
17	Muscle relaxers	orphenadrine
18	Muscle relaxers	tizanidine
19	Opioid	codeine
20	Opioid	dihydrocodeine
21	Opioid	fentanyl
22	Opioid	hydrocodone
23	Opioid	hydromorphone
24	Opioid	levorphanol
25	Opioid	meperidine
26	Opioid	morphine
27	Opioid	opium
28	Opioid	oxycodone
29	Opioid	oxymorphone
30	Opioid	tapentadol
31	Opioid	buprenorphine
32	Opioid	methadone
33	Opioid Treatment	naloxone
34	Sleep aid	eszopiclone
35	Sleep aid	ramelteon
36	Sleep aid	suvorexant

37	Sleep aid	trazodone
38	Sleep aid	zaleplon
39	Sleep aid	zolpidem tartrate